## IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI

IN RE: Oteasia Nicole Stuckey, Debtor

Case No. 20-01472-JAW

Chapter 13

## <u>DEBTOR'S CERTIFICATION AND MOTION FOR ENTRY OF CHAPTER 13</u> <u>DISCHARGE PURSUANT TO 11 U.S.C. §1328 (a) and (h)</u>

This motion seeks an order discharging the debtor(s) pursuant to § 1328(a) of the bankruptcy code. If you oppose this motion, you must file a response with the court within twenty-one (21) days from the date listed below in the certificate of service. Your response must set forth the specific factual allegations with which you disagree, and a copy of your response must be served on the debtor(s) and debtor's(s') attorney. If no timely response is filed, the court may grant this motion without holding a hearing. A timely response is necessary for a hearing to be held.

- 1. By signing below, the debtor certifies under penalty of perjury that the following statements are true and correct:
  - A. For cases filed on or after March 10, 2008, I have completed a personal financial management instructional course provided through an agency approved by the United States Trustee and have filed the certificate of completion provided by the course provider (in a joint case, both husband and wife must each complete the course and file a certificate of completion) or the approved personal financial management course provider has notified the court that I have completed a post-petition instructional course concerning personal financial management. 11 U.S.C. § 1328(g)
  - B. All pre-petition amounts owed by me on domestic support obligation ("Domestic Support Obligation" as defined at 11 U.S.C §101(14A)), if any, have been paid to the extent provided by the plan. All post-petition amounts owed by me on a domestic support obligation, if any, have been paid. 11 U.S.C §1328(a)
  - C. I have not received a discharge under chapter 7, 11 or 12 of the Bankruptcy Code in a prior case filed during the four-year period preceding the date that the petition was filed in this case. 11 U.S.C. §1328(f)(1)
  - D. I have not received a discharge under chapter 13 of the Bankruptcy Code in a prior case filed during the two-year period before the date that the petition was filed in this case. 11 U.S.C. §1328(f)(2)
  - E. I have not been convicted of a felony, the circumstances of which would demonstrate that the filing of this bankruptcy case constituted an abuse of the provisions of the Bankruptcy Code. 11 U.S.C. §1328(h)(1) and §522(q)(1)(A)
  - F. If I owe a debt arising from: (i) any violation of any State or Federal securities laws, regulations or orders, (ii) fraud, deceit or manipulation in a fiduciary capacity or in connection with the purchase or sale of any security, (iii) a civil remedy under 1964 of Title 18 of the United States Code, or (iv) that caused serious injury or death to another individual in the preceding five (5) years, in the preceding five (5) years, then I have not claimed an exemption for my/our residence in an amount in excess of the statutory cap as

prohibited by  $\S522(q)(1)$  of the Bankruptcy Code. 11 U.S.C.  $\S1328(h)(1)$  and  $\S522(q)(1)(B)$ 

- G. No proceeding is pending in which I may be found guilty of a felony of the kind described in §522(q)(1)(A) or in which I may be found liable for a debt of the kind described in §522(q)(1)(B). 11 U.S.C. §1328(h)(2)
- H. I have made all payments required by my confirmed Chapter 13 plan.
- 2. Debtor hereby moves the court for the entry of a discharge order in this case.

Signed:	/s/ Oteasia Nicole Stuckey	<u>05-01-2025</u>
-	Oteasia Nicole Stuckey	Date

/s/ Thomas C. Rollins, Jr.
Thomas C. Rollins, Jr., MS Bar No. 103469
Attorney for the Debtor
The Rollins Law Firm, PLLC
P.O. Box 13767
Jackson, MS 39236
601.500.5533

7 Firm, PLLC

3. Mailing address for filing responses:

Jackson Office:

Danny L. Miller, Clerk United States Bankruptcy Court Thad Cochran US Courthouse 501 E Court St, Ste 2.300 Jackson, MS 39201 Gulfport Divisional Office:
Danny L. Miller, Clerk
United States Bankruptcy Court
Dan M. Russell, Jr. U.S. Courthouse
2012 15th St, Suite 244
Gulfport, MS 39501

05-01-2025

Date

## **CERTIFICATE OF SERVICE**

On May 6, 2025, a copy of this pleading was served on each of the persons listed on the attached service list either by prepaid United States mail or via electronic service through the Court's EM/ECF system at the mailing addresses and/or email addresses indicated.

/s/ Thomas C. Rollins, Jr.	
Thomas C. Rollins, Jr.	

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4	UNITED STATES BANKRUPTCY COURT			
5	SOUTHERN DISTRICT OF MISSISSIPPI			
6	IN RE:  OTEASIA NICOLE STUCKEY  CASE NO: 20-01472  DECLARATION OF MAILING			
7	CERTIFICATE OF SERVICE			
8	Chapter: 13			
9				
10				
11	On 5/6/2025, I did cause a copy of the following documents, described below,			
12	Notice and Motion for Entry of Chapter 13 Discharge			
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18	to be served for delivery by the United States Postal Service, via First Class United States Mail, postage prepaid, with			
19	sufficient postage thereon to the parties listed on the mailing list exhibit, a copy of which is attached hereto and incorporated as if fully set forth herein.			
20	I caused these documents to be served by utilizing the services of BK Attorney Services, LLC d/b/a certificateofservice. com, an Approved Bankruptcy Notice Provider authorized by the United States Courts Administrative Office, pursuant to			
21	Fed.R.Bankr.P. 9001(9) and 2002(g)(4). A copy of the declaration of service is attached hereto and incorporated as if fully set forth herein.			
22	Parties who are participants in the Courts Electronic Noticing System ("NEF"), if any, were denoted as having been			
23	served electronically with the documents described herein per the ECF/PACER system.  DATED: 5/6/2025			
24	<u>/s/ Thomas C. Rollins, Jr.</u> Thomas C. Rollins, Jr.			
25	The Rollins Law Firm			
26	702 West Pine St Hattiesburg, MS 39401			
27	601 500 5533 trollins@therollinsfirm.com			
28				

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4	UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF MISSISSIPPI
5	IN RE:   CASE NO: 20-01472
6	OTEASIA NICOLE STUCKEY  CERTIFICATE OF SERVICE
7	DECLARATION OF MAILING Chapter: 13
8	Chapter. 13
9	
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11	On 5/6/2025, a copy of the following documents, described below,
12	Notice and Motion for Entry of Chapter 13 Discharge
13	
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19	were deposited for delivery by the United States Postal Service, via First Class United States Mail, postage prepaid, with sufficient postage thereon to the parties listed on the mailing list exhibit, a copy of which is attached hereto and incorporated as if fully set forth
20	herein.  The undersigned does hereby declare under penalty of perjury of the laws of the United States that I have served the above
21	referenced document(s) on the mailing list attached hereto in the manner shown and prepared the Declaration of Certificate of Service and that it is true and correct to the best of my knowledge, information, and belief.
22	DATED: 5/6/2025
23	
24   25	Will The
26	Miles Wood  BK Attorney Services, LLC
27	d/b/a certificateofservice.com, for Thomas C. Rollins, Jr.
28	The Rollins Law Firm 702 West Pine St
	Hattiesburg, MS 39401

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USPS FIRST CLASS MAILING RECIPIENTS:

Parties with names struck through or labeled CM/ECF SERVICE were not served via First Class USPS Mail Service.

LABEL MATRIX FOR LOCAL NOTICING NCRS ADDRESS DOWNLOAD CASE 20-01472 SOUTHERN DISTRICT OF MISSISSIPPI TUE MAY 6 9-1-5 PST 2025

ASCENDIUM EDUCATION SOLUTIONS INC CO BURR FORMAN LLP 420 N 20TH STREET SUITE 3400 BIRMINGHAM AL 35203-5210

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(P) CARRINGTON MORTGAGE SERVICE LLC 1600 S DOUGLAS RD SUITE 110 ANAHEIM CA 92806-5951

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DEBTOR

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